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I

(Acts whose publication is obligatory)

COMMISSION REGULATION (EC) No 39/2005
of 13 January 2005
establishing the standard import values for determining the entry price of certain fruit and vegetables

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Commission Regulation (EC) No 3223/94 of 21 December 1994 on detailed rules for the application of the import arrangements for fruit and vegetables⁽¹⁾, and in particular Article 4(1) thereof,

Whereas:

- (1) Regulation (EC) No 3223/94 lays down, pursuant to the outcome of the Uruguay Round multilateral trade negotiations, the criteria whereby the Commission fixes the standard values for imports from third countries, in respect of the products and periods stipulated in the Annex thereto.

- (2) In compliance with the above criteria, the standard import values must be fixed at the levels set out in the Annex to this Regulation,

HAS ADOPTED THIS REGULATION:

Article 1

The standard import values referred to in Article 4 of Regulation (EC) No 3223/94 shall be fixed as indicated in the Annex hereto.

Article 2

This Regulation shall enter into force on 14 January 2005.

This Regulation shall be binding in its entirety and directly applicable in all Member States.

Done at Brussels, 13 January 2005.

For the Commission

J. M. SILVA RODRÍGUEZ

*Director-General for Agriculture and
Rural Development*

⁽¹⁾ OJ L 337, 24.12.1994, p. 66. Regulation as last amended by Regulation (EC) No 1947/2002 (OJ L 299, 1.11.2002, p. 17).

ANNEX

to Commission Regulation of 13 January 2005 establishing the standard import values for determining the entry price of certain fruit and vegetables

(EUR/100 kg)		
CN code	Third country code ⁽¹⁾	Standard import value
0702 00 00	052	116,5
	204	106,9
	999	111,7
0707 00 05	052	113,0
	999	113,0
0709 90 70	052	157,0
	204	212,0
	999	184,5
0805 10 20	052	50,0
	204	47,9
	220	49,3
	448	31,8
	999	44,8
0805 20 10	204	70,3
	999	70,3
0805 20 30, 0805 20 50, 0805 20 70, 0805 20 90	052	71,9
	204	52,3
	400	77,4
	464	143,1
	624	57,9
	999	80,5
0805 50 10	052	48,2
	608	16,0
	999	32,1
0808 10 80	400	97,5
	404	107,9
	720	68,6
	999	91,3
0808 20 50	400	92,5
	999	92,5

⁽¹⁾ Country nomenclature as fixed by Commission Regulation (EC) No 2081/2003 (OJ L 313, 28.11.2003, p. 11). Code '999' stands for 'of other origin'.

COMMISSION REGULATION (EC) No 40/2005**of 13 January 2005****amending the rates of the refunds applicable to certain milk products exported in the form of goods not covered by Annex I to the Treaty**

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Regulation (EC) No 1255/1999 of 17 May 1999 on the common organisation of the markets in the milk and milk products sector ⁽¹⁾, and in particular Article 31(3) thereof,

Whereas:

- (1) The rates of the refunds applicable from 17 December 2004 to the products listed in the Annex, exported in the form of goods not covered by Annex I to the Treaty, were fixed by Commission Regulation (EC) No 2153/2004 ⁽²⁾.

- (2) It follows from applying the rules and criteria contained in Regulation (EC) No 2153/2004 to the information at present available to the Commission that the export refunds at present applicable should be altered as shown in the Annex hereto,

HAS ADOPTED THIS REGULATION:

Article 1

The rates of refund fixed by Regulation (EC) No 2153/2004 are hereby altered as shown in the Annex hereto.

Article 2

This Regulation shall enter into force on 14 January 2005.

This Regulation shall be binding in its entirety and directly applicable in all Member States.

Done at Brussels, 13 January 2005.

For the Commission
Günter VERHEUGEN
Vice-President

⁽¹⁾ OJ L 160, 26.6.1999, p. 48. Regulation as last amended by Regulation (EC) No 1787/2003 (OJ L 270, 21.10.2003, p. 121).

⁽²⁾ OJ L 370, 17.12.2004, p. 41.

ANNEX

Rates of the refunds applicable from 14 January 2005 to certain milk products exported in the form of goods not covered by Annex I to the Treaty

(EUR/100 kg)

CN code	Description	Rate of refund	
		In case of advance fixing of refunds	Other
ex 0402 10 19	Powdered milk, in granules or other solid forms, not containing added sugar or other sweetening matter, with a fat content not exceeding 1,5 % by weight (PG 2):		
	(a) on exportation of goods of CN code 3501	—	—
	(b) on exportation of other goods	28,00	28,00
ex 0402 21 19	Powdered milk, in granules or other solid forms, not containing added sugar or other sweetening matter, with a fat content of 26 % by weight (PG 3):		
	(a) where goods incorporating, in the form of products assimilated to PG 3, reduced-price butter or cream obtained pursuant to Regulation (EC) No 2571/97 are exported	35,31	35,31
	(b) on exportation of other goods	70,00	70,00
ex 0405 10	Butter, with a fat content by weight of 82 % (PG 6):		
	(a) where goods containing reduced-price butter or cream which have been manufactured in accordance with the conditions provided for in Regulation (EC) No 2571/97 are exported	46,00	46,00
	(b) on exportation of goods of CN code 2106 90 98 containing 40 % or more by weight of milk fat	138,25	138,25
	(c) on exportation of other goods	131,00	131,00

COMMISSION REGULATION (EC) No 41/2005**of 13 January 2005****amending the representative prices and the additional import duties for molasses in the sugar sector
laid down by Regulation (EC) No 18/2005**

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Regulation (EC) No 1260/2001 of 19 June 2001 on the common organisation of the market in sugar ⁽¹⁾,

Having regard to Commission Regulation (EC) No 1422/95 of 23 June 1995 laying down detailed rules of application for imports of molasses in the sugar sector and amending Regulation (EEC) No 785/68 ⁽²⁾, and in particular the second sentence of the second subparagraph of Article 1(2) thereof,

Whereas:

- (1) The representative prices and additional duties applicable to imports of molasses from 7 January 2005 are laid down by Commission Regulation (EC) No 18/2005 ⁽³⁾.

- (2) On the basis of the information currently available to the Commission, those prices and duties should be amended in accordance with Regulation (EC) No 1422/95,

HAS ADOPTED THIS REGULATION:

Article 1

The representative prices and additional duties applicable to imports of the products referred to in Article 1 of Regulation (EC) No 1422/95, laid down by Regulation (EC) No 18/2005, are hereby amended as shown in the Annex hereto.

Article 2

This Regulation shall enter into force on 14 January 2005.

This Regulation shall be binding in its entirety and directly applicable in all Member States.

Done at Brussels, 13 January 2005.

For the Commission

J. M. SILVA RODRÍGUEZ

*Director-General for Agriculture and
Rural Development*

⁽¹⁾ OJ L 178, 30.6.2001, p. 1. Regulation as last amended by Commission Regulation (EC) No 39/2004 (OJ L 6, 10.1.2004, p. 16).

⁽²⁾ OJ L 141, 24.6.1995, p. 12. Regulation as amended by Regulation (EC) No 79/2003 (OJ L 13, 18.1.2003, p. 4).

⁽³⁾ OJ L 5, 7.1.2005, p. 19.

ANNEX

Amended amounts of representative prices and additional duties for imports of molasses in the sugar sector applicable from 14 January 2005

(EUR)

CN code	Amount of the representative price in 100 kg net of the product in question	Amount of the additional duty in 100 kg net of the product in question	Amount of the duty to be applied to imports in 100 kg net of the product in question because of suspension as referred to in Article 5 of Regulation (EC) No 1422/95 ⁽¹⁾
1703 10 00 ⁽²⁾	9,89	—	0
1703 90 00 ⁽²⁾	10,35	—	0

⁽¹⁾ This amount replaces, in accordance with Article 5 of Regulation (EC) No 1422/95, the rate of the Common Customs Tariff duty fixed for these products.

⁽²⁾ For the standard quality as defined in Article 1 of Commission Regulation (EEC) No 785/68 (OJ L 145, 27.6.1968, p. 12).

COMMISSION REGULATION (EC) No 42/2005**of 13 January 2005****amending the import duties in the cereals sector applicable from 14 January 2005**

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Regulation (EC) No 1784/2003 of 29 September 2003 on the common organisation of the market in cereals⁽¹⁾,

Having regard to Commission Regulation (EC) No 1249/96 of 28 June 1996 laying down detailed rules for the application of Council Regulation (EEC) No 1766/92 as regards import duties in the cereals sector⁽²⁾, and in particular Article 2(1) thereof,

Whereas:

- (1) The import duties in the cereals sector are fixed by Commission Regulation (EC) No 2280/2004⁽³⁾.

- (2) Article 2(1) of Regulation (EC) No 1249/96 provides that if during the period of application, the average import duty calculated differs by EUR 5 per tonne from the duty fixed, a corresponding adjustment is to be made. Such a difference has arisen. It is therefore necessary to adjust the import duties fixed in Regulation (EC) No 2280/2004,

HAS ADOPTED THIS REGULATION:

Article 1

Annexes I and II to Regulation (EC) No 2280/2004 are hereby replaced by Annexes I and II to this Regulation.

Article 2

This Regulation shall enter into force on 14 January 2005.

This Regulation shall be binding in its entirety and directly applicable in all Member States.

Done at Brussels, 13 January 2005.

For the Commission

J. M. SILVA RODRÍGUEZ

*Director-General for Agriculture and
Rural Development*

⁽¹⁾ OJ L 270, 29.9.2003, p. 78.

⁽²⁾ OJ L 161, 29.6.1996, p. 125. Regulation as last amended by Regulation (EC) No 1110/2003 (OJ L 158, 27.6.2003, p. 12).

⁽³⁾ OJ L 396, 31.12.2004, p. 42. Regulation as last amended by Regulation (EC) No 10/2005 (OJ L 4, 5.1.2005, p. 7).

ANNEX I

Import duties for the products covered by Article 10(2) of Regulation (EC) No 1784/2003 applicable from 14 January 2005

CN code	Description	Import duty ⁽¹⁾ (EUR/tonne)
1001 10 00	Durum wheat high quality	0,00
	medium quality	0,00
	low quality	16,79
1001 90 91	Common wheat seed	0,00
ex 1001 90 99	Common high quality wheat other than for sowing	0,00
1002 00 00	Rye	40,05
1005 10 90	Maize seed other than hybrid	55,51
1005 90 00	Maize other than seed ⁽²⁾	55,51
1007 00 90	Grain sorghum other than hybrids for sowing	40,05

⁽¹⁾ For goods arriving in the Community via the Atlantic Ocean or via the Suez Canal (Article 2(4) of Regulation (EC) No 1249/96), the importer may benefit from a reduction in the duty of:

- EUR 3/t, where the port of unloading is on the Mediterranean Sea, or
- EUR 2/t, where the port of unloading is in Ireland, the United Kingdom, Denmark, Estonia, Latvia, Lithuania, Poland, Finland, Sweden or the Atlantic coasts of the Iberian peninsula.

⁽²⁾ The importer may benefit from a flat-rate reduction of EUR 24/t, where the conditions laid down in Article 2(5) of Regulation (EC) No 1249/96 are met.

ANNEX II

Factors for calculating duties

period from 30.12.2004-12.1.2005

1. Averages over the reference period referred to in Article 2(2) of Regulation (EC) No 1249/96:

Exchange quotations	Minneapolis	Chicago	Minneapolis	Minneapolis	Minneapolis	Minneapolis
Product (% proteins at 12 % humidity)	HRS2 (14 %)	YC3	HAD2	Medium quality (*)	Low quality (**)	US barley 2
Quotation (EUR/t)	108,75 (***)	60,16	143,02	133,02	113,02	89,93
Gulf premium (EUR/t)	39,75	12,46	—			—
Great Lakes premium (EUR/t)	—	—	—			—

(*) A discount of 10 EUR/t (Article 4(3) of Regulation (EC) No 1249/96).

(**) A discount of 30 EUR/t (Article 4(3) of Regulation (EC) No 1249/96).

(***) Premium of 14 EUR/t incorporated (Article 4(3) of Regulation (EC) No 1249/96).

2. Averages over the reference period referred to in Article 2(2) of Regulation (EC) No 1249/96:

Freight/cost: Gulf of Mexico–Rotterdam: 29,36 EUR/t; Great Lakes–Rotterdam: — EUR/t.

3. Subsidy within the meaning of the third paragraph of Article 4(2) of Regulation (EC) No 1249/96: 0,00 EUR/t (HRW2)
-
- 0,00 EUR/t (SRW2).

COMMISSION REGULATION (EC) No 43/2005
of 13 January 2005
fixing the export refunds on milk and milk products

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Regulation (EC) No 1255/1999 of 17 May 1999 on the common organisation of the market in milk and milk products⁽¹⁾, and in particular Article 31(3) thereof,

Whereas:

(1) Article 31 of Regulation (EC) No 1255/1999 provides that the difference between prices in international trade for the products listed in Article 1 of that Regulation and prices for those products within the Community may be covered by an export refund within the limits resulting from agreements concluded in accordance with Article 300 of the Treaty.

(2) Regulation (EC) No 1255/1999 provides that when the refunds on the products listed in Article 1 of the above-mentioned Regulation, exported in the natural state, are being fixed, account must be taken of:

- the existing situation and the future trend with regard to prices and availabilities of milk and milk products on the Community market and prices for milk and milk products in international trade,
- marketing costs and the most favourable transport charges from Community markets to ports or other points of export in the Community, as well as costs incurred in placing the goods on the market of the country of destination,
- the aims of the common organisation of the market in milk and milk products which are to ensure equilibrium and the natural development of prices and trade on this market,
- the limits resulting from agreements concluded in accordance with Article 300 of the Treaty, and
- the need to avoid disturbances on the Community market, and
- the economic aspect of the proposed exports.

(3) Article 31(5) of Regulation (EC) No 1255/1999 provides that when prices within the Community are being determined account should be taken of the ruling

prices which are most favourable for exportation, and that when prices in international trade are being determined particular account should be taken of:

- (a) prices ruling on third-country markets;
- (b) the most favourable prices in third countries of destination for third-country imports;
- (c) producer prices recorded in exporting third countries, account being taken, where appropriate, of subsidies granted by those countries; and
- (d) free-at-Community-frontier offer prices.

(4) Article 31(3) of Regulation (EC) No 1255/1999 provides that the world market situation or the specific requirements of certain markets may make it necessary to vary the refund on the products listed in Article 1 of the abovementioned Regulation according to destination.

(5) Article 31(3) of Regulation (EC) No 1255/1999 provides that the list of products on which export refunds are granted and the amount of such refunds should be fixed at least once every four weeks; the amount of the refund may, however, remain at the same level for more than four weeks.

(6) In accordance with Article 16 of Commission Regulation (EC) No 174/1999 of 26 January 1999 on specific detailed rules for the application of Council Regulation (EC) No 804/68 as regards export licences and export refunds on milk and milk products⁽²⁾, the refund granted for milk products containing added sugar is equal to the sum of the two components; one is intended to take account of the quantity of milk products and is calculated by multiplying the basic amount by the milk products content in the product concerned; the other is intended to take account of the quantity of added sucrose and is calculated by multiplying the sucrose content of the entire product by the basic amount of the refund valid on the day of exportation for the products listed in Article 1(1)(d) of Council Regulation (EC) No 1260/2001 of 19 June 2001 on the common organisation of the markets in the sugar sector⁽³⁾, however, this second component is applied only if the added sucrose has been produced using sugar beet or cane harvested in the Community.

⁽¹⁾ OJ L 160, 26.6.1999, p. 48. Regulation as last amended by Commission Regulation (EC) No 186/2004 (OJ L 29, 3.2.2004, p. 6).

⁽²⁾ OJ L 20, 27.1.1999, p. 8. Regulation as last amended by Regulation (EC) No 1846/2004 (OJ L 322, 22.10.2004, p. 16).

⁽³⁾ OJ L 178, 30.6.2001, p. 1. Regulation as amended by Commission Regulation (EC) No 39/2004 (OJ L 6, 10.1.2004, p. 16).

- (7) Commission Regulation (EEC) No 896/84⁽¹⁾ laid down additional provisions concerning the granting of refunds on the change from one milk year to another; those provisions provide for the possibility of varying refunds according to the date of manufacture of the products.
- (8) For the calculation of the refund for processed cheese provision must be made where casein or caseinates are added for that quantity not to be taken into account.
- (9) It follows from applying the rules set out above to the present situation on the market in milk and in particular to quotations or prices for milk products within the Community and on the world market that the refund should be as set out in the Annex to this Regulation.

- (10) The Management Committee for Milk and Milk Products has not delivered an opinion within the time limit set by its chairman,

HAS ADOPTED THIS REGULATION:

Article 1

The export refunds referred to in Article 31 of Regulation (EC) No 1255/1999 on products exported in the natural state shall be as set out in the Annex.

Article 2

This Regulation shall enter into force on 14 January 2005.

This Regulation shall be binding in its entirety and directly applicable in all Member States.

Done at Brussels, 13 January 2005.

For the Commission
Mariann FISCHER BOEL
Member of the Commission

⁽¹⁾ OJ L 91, 1.4.1984, p. 71. Regulation as last amended by Regulation (EEC) No 222/88 (OJ L 28, 1.2.1988, p. 1).

ANNEX

to the Commission Regulation of 13 January 2005 fixing the export refunds on milk and milk products

Product code	Destination	Unit of measurement	Amount of refund	Product code	Destination	Unit of measurement	Amount of refund
0401 10 10 9000	970	EUR/100 kg	1,548	0402 21 11 9300	L01	EUR/100 kg	—
0401 10 90 9000	970	EUR/100 kg	1,548		068	EUR/100 kg	—
0401 20 11 9500	970	EUR/100 kg	2,393		L02	EUR/100 kg	49,04
0401 20 19 9500	970	EUR/100 kg	2,393		A01	EUR/100 kg	62,93
0401 20 91 9000	970	EUR/100 kg	3,028	0402 21 11 9500	L01	EUR/100 kg	—
0401 30 11 9400	970	EUR/100 kg	6,987		068	EUR/100 kg	—
0401 30 11 9700	970	EUR/100 kg	10,49		L02	EUR/100 kg	51,17
0401 30 31 9100	L01	EUR/100 kg	—		A01	EUR/100 kg	65,69
	L02	EUR/100 kg	17,84	0402 21 11 9900	L01	EUR/100 kg	—
	A01	EUR/100 kg	25,49		068	EUR/100 kg	—
0401 30 31 9400	L01	EUR/100 kg	—		L02	EUR/100 kg	54,53
	L02	EUR/100 kg	27,87		A01	EUR/100 kg	70,00
	A01	EUR/100 kg	39,82	0402 21 17 9000	L01	EUR/100 kg	—
0401 30 31 9700	L01	EUR/100 kg	—		068	EUR/100 kg	—
	L02	EUR/100 kg	30,74		L02	EUR/100 kg	23,20
	A01	EUR/100 kg	43,91		A01	EUR/100 kg	28,00
0401 30 39 9100	L01	EUR/100 kg	—	0402 21 19 9300	L01	EUR/100 kg	—
	L02	EUR/100 kg	17,84		068	EUR/100 kg	—
	A01	EUR/100 kg	25,49		L02	EUR/100 kg	49,04
0401 30 39 9400	L01	EUR/100 kg	—		A01	EUR/100 kg	62,93
	L02	EUR/100 kg	27,87	0402 21 19 9500	L01	EUR/100 kg	—
	A01	EUR/100 kg	39,82		068	EUR/100 kg	—
0401 30 39 9700	L01	EUR/100 kg	—		L02	EUR/100 kg	51,17
	L02	EUR/100 kg	30,74		A01	EUR/100 kg	65,69
	A01	EUR/100 kg	43,91	0402 21 19 9900	L01	EUR/100 kg	—
0401 30 91 9100	L01	EUR/100 kg	—		068	EUR/100 kg	—
	L02	EUR/100 kg	35,03		L02	EUR/100 kg	54,53
	A01	EUR/100 kg	50,05		A01	EUR/100 kg	70,00
0401 30 99 9100	L01	EUR/100 kg	—	0402 21 91 9100	L01	EUR/100 kg	—
	L02	EUR/100 kg	35,03		068	EUR/100 kg	—
	A01	EUR/100 kg	50,05		L02	EUR/100 kg	54,87
0401 30 99 9500	L01	EUR/100 kg	—		A01	EUR/100 kg	70,43
	L02	EUR/100 kg	51,49	0402 21 91 9200	L01	EUR/100 kg	—
	A01	EUR/100 kg	73,55		068	EUR/100 kg	—
0402 10 11 9000	L01	EUR/100 kg	—		L02	EUR/100 kg	55,19
	068	EUR/100 kg	—		A01	EUR/100 kg	70,85
	L02	EUR/100 kg	23,20	0402 21 91 9350	L01	EUR/100 kg	—
	A01	EUR/100 kg	28,00		068	EUR/100 kg	—
0402 10 19 9000	L01	EUR/100 kg	—		L02	EUR/100 kg	55,76
	068	EUR/100 kg	—		A01	EUR/100 kg	71,58
	L02	EUR/100 kg	23,20	0402 21 91 9500	L01	EUR/100 kg	—
	A01	EUR/100 kg	28,00		068	EUR/100 kg	—
0402 10 91 9000	L01	EUR/kg	—		L02	EUR/100 kg	59,93
	068	EUR/kg	—		A01	EUR/100 kg	76,93
	L02	EUR/kg	0,2320	0402 21 99 9100	L01	EUR/100 kg	—
	A01	EUR/kg	0,2800		068	EUR/100 kg	—
0402 10 99 9000	L01	EUR/kg	—		L02	EUR/100 kg	54,87
	068	EUR/kg	—		A01	EUR/100 kg	70,43
	L02	EUR/kg	0,2320	0402 21 99 9200	L01	EUR/100 kg	—
	A01	EUR/kg	0,2800		068	EUR/100 kg	—
0402 21 11 9200	L01	EUR/100 kg	—		L02	EUR/100 kg	55,19
	068	EUR/100 kg	—		A01	EUR/100 kg	70,85
	L02	EUR/100 kg	23,20				
	A01	EUR/100 kg	28,00				

Product code	Destination	Unit of measurement	Amount of refund	Product code	Destination	Unit of measurement	Amount of refund
0402 21 99 9300	L01	EUR/100 kg	—	0402 91 19 9370	L01	EUR/100 kg	—
	068	EUR/100 kg	—		L02	EUR/100 kg	4,958
	L02	EUR/100 kg	55,76		A01	EUR/100 kg	7,083
	A01	EUR/100 kg	71,58	0402 91 31 9300	L01	EUR/100 kg	—
0402 21 99 9400	L01	EUR/100 kg	—		L02	EUR/100 kg	5,859
	068	EUR/100 kg	—		A01	EUR/100 kg	8,371
	L02	EUR/100 kg	58,85	0402 91 39 9300	L01	EUR/100 kg	—
	A01	EUR/100 kg	75,55		L02	EUR/100 kg	5,859
0402 21 99 9500	L01	EUR/100 kg	—		A01	EUR/100 kg	8,371
	068	EUR/100 kg	—	0402 91 99 9000	L01	EUR/100 kg	—
	L02	EUR/100 kg	59,93		L02	EUR/100 kg	21,53
	A01	EUR/100 kg	76,93		A01	EUR/100 kg	30,75
0402 21 99 9600	L01	EUR/100 kg	—	0402 99 11 9350	L01	EUR/kg	—
	068	EUR/100 kg	—		L02	EUR/kg	0,1268
	L02	EUR/100 kg	64,15		A01	EUR/kg	0,1812
	A01	EUR/100 kg	82,35	0402 99 19 9350	L01	EUR/kg	—
0402 21 99 9700	L01	EUR/100 kg	—		L02	EUR/kg	0,1268
	068	EUR/100 kg	—		A01	EUR/kg	0,1812
	L02	EUR/100 kg	66,54	0402 99 31 9150	L01	EUR/kg	—
	A01	EUR/100 kg	85,43		L02	EUR/kg	0,1316
0402 21 99 9900	L01	EUR/100 kg	—		A01	EUR/kg	0,1880
	068	EUR/100 kg	—	0402 99 31 9300	L01	EUR/kg	—
	L02	EUR/100 kg	69,32		L02	EUR/kg	0,1288
	A01	EUR/100 kg	88,97		A01	EUR/kg	0,1840
0402 29 15 9200	L01	EUR/kg	—	0402 99 39 9150	L01	EUR/kg	—
	L02	EUR/kg	0,2320		L02	EUR/kg	0,1316
	A01	EUR/kg	0,2800		A01	EUR/kg	0,1880
0402 29 15 9300	L01	EUR/kg	—	0403 90 11 9000	L01	EUR/100 kg	—
	L02	EUR/kg	0,4904		L02	EUR/100 kg	22,88
	A01	EUR/kg	0,6293		A01	EUR/100 kg	27,61
0402 29 15 9500	L01	EUR/kg	—	0403 90 13 9200	L01	EUR/100 kg	—
	L02	EUR/kg	0,5117		L02	EUR/100 kg	22,88
	A01	EUR/kg	0,6569		A01	EUR/100 kg	27,61
0402 29 15 9900	L01	EUR/kg	—	0403 90 13 9300	L01	EUR/100 kg	—
	L02	EUR/kg	0,5453		L02	EUR/100 kg	48,59
	A01	EUR/kg	0,7000		A01	EUR/100 kg	62,37
0402 29 19 9300	L01	EUR/kg	—	0403 90 13 9500	L01	EUR/100 kg	—
	L02	EUR/kg	0,4904		L02	EUR/100 kg	50,72
	A01	EUR/kg	0,6293		A01	EUR/100 kg	65,10
0402 29 19 9500	L01	EUR/kg	—	0403 90 13 9900	L01	EUR/100 kg	—
	L02	EUR/kg	0,5117		L02	EUR/100 kg	54,05
	A01	EUR/kg	0,6569		A01	EUR/100 kg	69,37
0402 29 19 9900	L01	EUR/kg	—	0403 90 19 9000	L01	EUR/100 kg	—
	L02	EUR/kg	0,5453		L02	EUR/100 kg	54,38
	A01	EUR/kg	0,7000		A01	EUR/100 kg	69,80
0402 29 91 9000	L01	EUR/kg	—	0403 90 33 9400	L01	EUR/kg	—
	L02	EUR/kg	0,5487		L02	EUR/kg	0,4859
	A01	EUR/kg	0,7043		A01	EUR/kg	0,6237
0402 29 99 9100	L01	EUR/kg	—	0403 90 33 9900	L01	EUR/kg	—
	L02	EUR/kg	0,5487		L02	EUR/kg	0,5405
	A01	EUR/kg	0,7043		A01	EUR/kg	0,6937
0402 29 99 9500	L01	EUR/kg	—	0403 90 51 9100	970	EUR/100 kg	1,548
	L02	EUR/kg	0,5885		970	EUR/100 kg	10,49
	A01	EUR/kg	0,7555	0403 90 59 9170	L01	EUR/100 kg	—
0402 91 11 9370	L01	EUR/100 kg	—		L02	EUR/100 kg	17,84
	L02	EUR/100 kg	4,958		A01	EUR/100 kg	25,49
	A01	EUR/100 kg	7,083				

Product code	Destination	Unit of measurement	Amount of refund	Product code	Destination	Unit of measurement	Amount of refund
0403 90 59 9340	L01	EUR/100 kg	—	0405 10 11 9500	L01	EUR/100 kg	—
	L02	EUR/100 kg	26,11		075	EUR/100 kg	119,99
	A01	EUR/100 kg	37,29		L02	EUR/100 kg	94,80
0403 90 59 9370	L01	EUR/100 kg	—	0405 10 11 9700	A01	EUR/100 kg	127,81
	L02	EUR/100 kg	26,11		L01	EUR/100 kg	—
	A01	EUR/100 kg	37,29		075	EUR/100 kg	122,98
0403 90 59 9510	L01	EUR/100 kg	—	0405 10 19 9500	L02	EUR/100 kg	97,16
	L02	EUR/100 kg	26,11		A01	EUR/100 kg	131,00
	A01	EUR/100 kg	37,29		L01	EUR/100 kg	—
0404 90 21 9120	L01	EUR/100 kg	—	0405 10 19 9700	075	EUR/100 kg	119,99
	L02	EUR/100 kg	19,79		L02	EUR/100 kg	94,80
	A01	EUR/100 kg	23,88		A01	EUR/100 kg	127,81
0404 90 21 9160	L01	EUR/100 kg	—	0405 10 19 9700	L01	EUR/100 kg	—
	L02	EUR/100 kg	23,20		075	EUR/100 kg	122,98
	A01	EUR/100 kg	28,00		L02	EUR/100 kg	97,16
0404 90 23 9120	L01	EUR/100 kg	—	0405 10 30 9100	A01	EUR/100 kg	131,00
	L02	EUR/100 kg	23,20		L01	EUR/100 kg	—
	A01	EUR/100 kg	28,00		075	EUR/100 kg	119,99
0404 90 23 9130	L01	EUR/100 kg	—	0405 10 30 9300	L02	EUR/100 kg	94,80
	L02	EUR/100 kg	49,04		A01	EUR/100 kg	127,81
	A01	EUR/100 kg	62,93		L01	EUR/100 kg	—
0404 90 23 9140	L01	EUR/100 kg	—	0405 10 30 9700	075	EUR/100 kg	122,98
	L02	EUR/100 kg	51,17		L02	EUR/100 kg	97,16
	A01	EUR/100 kg	65,69		A01	EUR/100 kg	131,00
0404 90 23 9150	L01	EUR/100 kg	—	0405 10 30 9700	L01	EUR/100 kg	—
	L02	EUR/100 kg	54,53		075	EUR/100 kg	122,98
	A01	EUR/100 kg	70,00		L02	EUR/100 kg	97,16
0404 90 29 9110	L01	EUR/100 kg	—	0405 10 50 9300	A01	EUR/100 kg	131,00
	L02	EUR/100 kg	54,87		L01	EUR/100 kg	—
	A01	EUR/100 kg	70,43		075	EUR/100 kg	122,98
0404 90 29 9115	L01	EUR/100 kg	—	0405 10 50 9500	L02	EUR/100 kg	97,16
	L02	EUR/100 kg	55,19		A01	EUR/100 kg	131,00
	A01	EUR/100 kg	70,85		L01	EUR/100 kg	—
0404 90 29 9125	L01	EUR/100 kg	—	0405 10 50 9700	075	EUR/100 kg	119,99
	L02	EUR/100 kg	55,76		L02	EUR/100 kg	94,80
	A01	EUR/100 kg	71,58		A01	EUR/100 kg	127,81
0404 90 29 9140	L01	EUR/100 kg	—	0405 10 50 9700	L01	EUR/100 kg	—
	L02	EUR/100 kg	59,93		075	EUR/100 kg	122,98
	A01	EUR/100 kg	76,93		L02	EUR/100 kg	97,16
0404 90 81 9100	L01	EUR/kg	—	0405 10 90 9000	A01	EUR/100 kg	131,00
	L02	EUR/kg	0,2320		L01	EUR/100 kg	—
	A01	EUR/kg	0,2800		075	EUR/100 kg	127,49
0404 90 83 9110	L01	EUR/kg	—	0405 20 90 9500	L02	EUR/100 kg	100,71
	L02	EUR/kg	0,2320		A01	EUR/100 kg	135,79
	A01	EUR/kg	0,2800		L01	EUR/100 kg	—
0404 90 83 9130	L01	EUR/kg	—	0405 20 90 9700	075	EUR/100 kg	112,50
	L02	EUR/kg	0,4904		L02	EUR/100 kg	88,87
	A01	EUR/kg	0,6293		A01	EUR/100 kg	119,83
0404 90 83 9150	L01	EUR/kg	—	0405 20 90 9700	L01	EUR/100 kg	—
	L02	EUR/kg	0,5117		075	EUR/100 kg	116,99
	A01	EUR/kg	0,6569		L02	EUR/100 kg	92,42
0404 90 83 9170	L01	EUR/kg	—	0405 90 10 9000	A01	EUR/100 kg	124,61
	L02	EUR/kg	0,5453		L01	EUR/100 kg	—
	A01	EUR/kg	0,7000		075	EUR/100 kg	153,02
0404 90 83 9936	L01	EUR/kg	—	0405 90 10 9000	L02	EUR/100 kg	120,89
	L02	EUR/kg	0,1268		A01	EUR/100 kg	163,00
	A01	EUR/kg	0,1812				

Product code	Destination	Unit of measurement	Amount of refund	Product code	Destination	Unit of measurement	Amount of refund
0405 90 90 9000	L01	EUR/100 kg	—	0406 20 90 9919	L03	EUR/100 kg	—
	075	EUR/100 kg	122,40		L04	EUR/100 kg	44,50
	L02	EUR/100 kg	96,69		400	EUR/100 kg	—
	A01	EUR/100 kg	130,36		A01	EUR/100 kg	55,63
0406 10 20 9100	A00	EUR/100 kg	—	0406 30 31 9710	L03	EUR/100 kg	—
0406 10 20 9230	L03	EUR/100 kg	—		L04	EUR/100 kg	3,38
	L04	EUR/100 kg	16,39		400	EUR/100 kg	—
	400	EUR/100 kg	—		A01	EUR/100 kg	7,88
0406 10 20 9290	A01	EUR/100 kg	20,48	0406 30 31 9730	L03	EUR/100 kg	—
	L03	EUR/100 kg	—		L04	EUR/100 kg	4,93
	L04	EUR/100 kg	15,25		400	EUR/100 kg	—
	400	EUR/100 kg	—		A01	EUR/100 kg	11,57
0406 10 20 9300	A01	EUR/100 kg	19,05	0406 30 31 9910	L03	EUR/100 kg	—
	L03	EUR/100 kg	—		L04	EUR/100 kg	3,38
	L04	EUR/100 kg	6,69		400	EUR/100 kg	—
	400	EUR/100 kg	—		A01	EUR/100 kg	7,88
0406 10 20 9610	A01	EUR/100 kg	8,36	0406 30 31 9930	L03	EUR/100 kg	—
	L03	EUR/100 kg	—		L04	EUR/100 kg	4,93
	L04	EUR/100 kg	22,22		400	EUR/100 kg	—
	400	EUR/100 kg	—		A01	EUR/100 kg	11,57
0406 10 20 9620	A01	EUR/100 kg	27,79	0406 30 31 9950	L03	EUR/100 kg	—
	L03	EUR/100 kg	—		L04	EUR/100 kg	7,18
	L04	EUR/100 kg	22,55		400	EUR/100 kg	—
	400	EUR/100 kg	—		A01	EUR/100 kg	16,82
0406 10 20 9630	A01	EUR/100 kg	28,18	0406 30 39 9500	L03	EUR/100 kg	—
	L03	EUR/100 kg	—		L04	EUR/100 kg	4,93
	L04	EUR/100 kg	25,17		400	EUR/100 kg	—
	400	EUR/100 kg	—		A01	EUR/100 kg	11,57
0406 10 20 9640	A01	EUR/100 kg	31,46	0406 30 39 9700	L03	EUR/100 kg	—
	L03	EUR/100 kg	—		L04	EUR/100 kg	7,18
	L04	EUR/100 kg	36,98		400	EUR/100 kg	—
	400	EUR/100 kg	—		A01	EUR/100 kg	16,82
0406 10 20 9650	A01	EUR/100 kg	46,22	0406 30 39 9930	L03	EUR/100 kg	—
	L03	EUR/100 kg	—		L04	EUR/100 kg	7,18
	L04	EUR/100 kg	30,82		400	EUR/100 kg	—
	400	EUR/100 kg	—		A01	EUR/100 kg	16,82
0406 10 20 9830	A01	EUR/100 kg	38,52	0406 30 39 9950	L03	EUR/100 kg	—
	L03	EUR/100 kg	—		L04	EUR/100 kg	8,12
	L04	EUR/100 kg	11,44		400	EUR/100 kg	—
	400	EUR/100 kg	—		A01	EUR/100 kg	19,03
0406 10 20 9850	A01	EUR/100 kg	14,29	0406 30 90 9000	L03	EUR/100 kg	—
	L03	EUR/100 kg	—		L04	EUR/100 kg	8,51
	L04	EUR/100 kg	13,86		400	EUR/100 kg	—
	400	EUR/100 kg	—		A01	EUR/100 kg	19,96
0406 20 90 9100	A00	EUR/100 kg	—	0406 40 50 9000	L03	EUR/100 kg	—
0406 20 90 9913	L03	EUR/100 kg	—		L04	EUR/100 kg	43,49
	L04	EUR/100 kg	28,39		400	EUR/100 kg	—
	400	EUR/100 kg	—		A01	EUR/100 kg	54,36
0406 20 90 9915	A01	EUR/100 kg	35,49	0406 40 90 9000	L03	EUR/100 kg	—
	L03	EUR/100 kg	—		L04	EUR/100 kg	44,66
	L04	EUR/100 kg	37,47		400	EUR/100 kg	—
	400	EUR/100 kg	—		A01	EUR/100 kg	55,82
0406 20 90 9917	A01	EUR/100 kg	46,84	0406 90 13 9000	L03	EUR/100 kg	—
	L03	EUR/100 kg	—		L04	EUR/100 kg	49,11
	L04	EUR/100 kg	39,83		400	EUR/100 kg	—
	400	EUR/100 kg	—		A01	EUR/100 kg	70,29
	A01	EUR/100 kg	49,77				

Product code	Destination	Unit of measurement	Amount of refund	Product code	Destination	Unit of measurement	Amount of refund
0406 90 15 9100	L03	EUR/100 kg	—	0406 90 63 9100	L03	EUR/100 kg	—
	L04	EUR/100 kg	50,75		L04	EUR/100 kg	53,84
	400	EUR/100 kg	—		400	EUR/100 kg	—
	A01	EUR/100 kg	72,63		A01	EUR/100 kg	77,65
0406 90 17 9100	L03	EUR/100 kg	—	0406 90 63 9900	L03	EUR/100 kg	—
	L04	EUR/100 kg	50,75		L04	EUR/100 kg	51,76
	400	EUR/100 kg	—		400	EUR/100 kg	—
	A01	EUR/100 kg	72,63		A01	EUR/100 kg	75,00
0406 90 21 9900	L03	EUR/100 kg	—	0406 90 69 9100	A00	EUR/100 kg	—
	L04	EUR/100 kg	49,73	0406 90 69 9910	L03	EUR/100 kg	—
	400	EUR/100 kg	—		L04	EUR/100 kg	51,76
	A01	EUR/100 kg	71,00		400	EUR/100 kg	—
0406 90 23 9900	L03	EUR/100 kg	—		A01	EUR/100 kg	75,00
	L04	EUR/100 kg	43,67	0406 90 73 9900	L03	EUR/100 kg	—
	400	EUR/100 kg	—		L04	EUR/100 kg	45,08
	A01	EUR/100 kg	62,77		400	EUR/100 kg	—
0406 90 25 9900	L03	EUR/100 kg	—		A01	EUR/100 kg	64,58
	L04	EUR/100 kg	43,38	0406 90 75 9900	L03	EUR/100 kg	—
	400	EUR/100 kg	—		L04	EUR/100 kg	45,38
	A01	EUR/100 kg	62,09		400	EUR/100 kg	—
0406 90 27 9900	L03	EUR/100 kg	—		A01	EUR/100 kg	65,27
	L04	EUR/100 kg	39,28	0406 90 76 9300	L03	EUR/100 kg	—
	400	EUR/100 kg	—		L04	EUR/100 kg	40,92
	A01	EUR/100 kg	56,24		400	EUR/100 kg	—
0406 90 31 9119	L03	EUR/100 kg	—		A01	EUR/100 kg	58,58
	L04	EUR/100 kg	36,11	0406 90 76 9400	L03	EUR/100 kg	—
	400	EUR/100 kg	—		L04	EUR/100 kg	45,83
	A01	EUR/100 kg	51,76		400	EUR/100 kg	—
0406 90 33 9119	L03	EUR/100 kg	—		A01	EUR/100 kg	65,61
	L04	EUR/100 kg	36,11	0406 90 76 9500	L03	EUR/100 kg	—
	400	EUR/100 kg	—		L04	EUR/100 kg	43,60
	A01	EUR/100 kg	51,76		400	EUR/100 kg	—
0406 90 33 9919	L03	EUR/100 kg	—		A01	EUR/100 kg	61,88
	L04	EUR/100 kg	32,99	0406 90 78 9100	L03	EUR/100 kg	—
	400	EUR/100 kg	—		L04	EUR/100 kg	42,28
	A01	EUR/100 kg	47,48		400	EUR/100 kg	—
0406 90 33 9951	L03	EUR/100 kg	—		A01	EUR/100 kg	61,77
	L04	EUR/100 kg	33,33	0406 90 78 9300	L03	EUR/100 kg	—
	400	EUR/100 kg	—		L04	EUR/100 kg	44,83
	A01	EUR/100 kg	47,50		400	EUR/100 kg	—
0406 90 35 9190	L03	EUR/100 kg	—		A01	EUR/100 kg	64,02
	L04	EUR/100 kg	51,07	0406 90 78 9500	L03	EUR/100 kg	—
	400	EUR/100 kg	—		L04	EUR/100 kg	44,41
	A01	EUR/100 kg	73,43		400	EUR/100 kg	—
0406 90 35 9990	L03	EUR/100 kg	—		A01	EUR/100 kg	63,03
	L04	EUR/100 kg	51,07	0406 90 79 9900	L03	EUR/100 kg	—
	400	EUR/100 kg	—		L04	EUR/100 kg	36,26
	A01	EUR/100 kg	73,43		400	EUR/100 kg	—
0406 90 37 9000	L03	EUR/100 kg	—		A01	EUR/100 kg	52,11
	L04	EUR/100 kg	49,11	0406 90 81 9900	L03	EUR/100 kg	—
	400	EUR/100 kg	—		L04	EUR/100 kg	45,83
	A01	EUR/100 kg	70,29		400	EUR/100 kg	—
0406 90 61 9000	L03	EUR/100 kg	—		A01	EUR/100 kg	65,61
	L04	EUR/100 kg	54,11	0406 90 85 9930	L03	EUR/100 kg	—
	400	EUR/100 kg	—		L04	EUR/100 kg	49,49
	A01	EUR/100 kg	78,30		400	EUR/100 kg	—
					A01	EUR/100 kg	71,21

Product code	Destination	Unit of measurement	Amount of refund	Product code	Destination	Unit of measurement	Amount of refund
0406 90 85 9970	L03	EUR/100 kg	—	0406 90 87 9951	L03	EUR/100 kg	—
	L04	EUR/100 kg	45,38		L04	EUR/100 kg	45,01
	400	EUR/100 kg	—		400	EUR/100 kg	—
	A01	EUR/100 kg	65,27		A01	EUR/100 kg	64,43
0406 90 86 9100	A00	EUR/100 kg	—	0406 90 87 9971	L03	EUR/100 kg	—
0406 90 86 9200	L03	EUR/100 kg	—		L04	EUR/100 kg	45,01
	L04	EUR/100 kg	41,64		400	EUR/100 kg	—
	400	EUR/100 kg	—	A01	EUR/100 kg	64,43	
	A01	EUR/100 kg	61,76	0406 90 87 9972	L03	EUR/100 kg	—
0406 90 86 9300	L03	EUR/100 kg	—		L04	EUR/100 kg	19,18
	L04	EUR/100 kg	42,25		400	EUR/100 kg	—
	400	EUR/100 kg	—	A01	EUR/100 kg	27,57	
	A01	EUR/100 kg	62,41	0406 90 87 9973	L03	EUR/100 kg	—
0406 90 86 9400	L03	EUR/100 kg	—		L04	EUR/100 kg	44,20
	L04	EUR/100 kg	44,87		400	EUR/100 kg	—
	400	EUR/100 kg	—	A01	EUR/100 kg	63,26	
	A01	EUR/100 kg	65,61	0406 90 87 9974	L03	EUR/100 kg	—
0406 90 86 9900	L03	EUR/100 kg	—		L04	EUR/100 kg	47,97
	L04	EUR/100 kg	49,49		400	EUR/100 kg	—
	400	EUR/100 kg	—	A01	EUR/100 kg	68,37	
	A01	EUR/100 kg	71,21	0406 90 87 9975	L03	EUR/100 kg	—
0406 90 87 9100	A00	EUR/100 kg	—		L04	EUR/100 kg	48,92
	0406 90 87 9200	L03	EUR/100 kg		—	400	EUR/100 kg
L04		EUR/100 kg	34,71	0406 90 87 9979	A01	EUR/100 kg	69,13
400		EUR/100 kg	—		L03	EUR/100 kg	—
A01		EUR/100 kg	51,45		L04	EUR/100 kg	43,67
0406 90 87 9300	L03	EUR/100 kg	—	400	EUR/100 kg	—	
	L04	EUR/100 kg	38,78	A01	EUR/100 kg	62,77	
	400	EUR/100 kg	—	0406 90 88 9100	A00	EUR/100 kg	—
	A01	EUR/100 kg	57,31		0406 90 88 9300	L03	EUR/100 kg
0406 90 87 9400	L03	EUR/100 kg	—			L04	EUR/100 kg
	L04	EUR/100 kg	39,80	400		EUR/100 kg	—
	400	EUR/100 kg	—	A01	EUR/100 kg	50,44	
	A01	EUR/100 kg	58,18				

NB: The product codes and the 'A' series destination codes are set out in Commission Regulation (EEC) No 3846/87 (OJ L 366, 24.12.1987, p. 1), as amended. The numeric destination codes are set out in Commission Regulation (EC) No 2081/2003 (OJ L 313, 28.11.2003, p. 11).

The other destinations are defined as follows:

L01 Holy See, the United States of America and the areas of the Republic of Cyprus in which the Government of the Republic of Cyprus does not exercise effective control,

L02 Andorra and Gibraltar,

L03 Ceuta, Melilla, Iceland, Norway, Switzerland, Liechtenstein, Andorra, Gibraltar, Holy See (often referred to as Vatican City), Turkey, Romania, Bulgaria, Croatia, Canada, Australia, New Zealand and the areas of the Republic of Cyprus in which the Government of the Republic of Cyprus does not exercise effective control,

L04 Albania, Bosnia and Herzegovina, Serbia and Montenegro and the former Yugoslav Republic of Macedonia.

'970' includes the exports referred to in Articles 36(1)(a) and (c) and 44(1)(a) and (b) of Commission Regulation (EC) No 800/1999 (OJ L 102, 17.4.1999, p. 11) and exports under contracts with armed forces stationed on the territory of a Member State which do not come under its flag.

COMMISSION REGULATION (EC) No 44/2005**of 13 January 2005****fixing the maximum export refund for butter in the framework of the standing invitation to tender provided for in Regulation (EC) No 581/2004**

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Regulation (EC) No 1255/1999 of 17 May 1999 on the common organisation of the market in milk and milk products⁽¹⁾, and in particular the third subparagraph of Article 31(3) thereof,

Whereas:

- (1) Commission Regulation (EC) No 581/2004 of 26 March 2004 opening a standing invitation to tender for export refunds concerning certain types of butter⁽²⁾ provides for a permanent tender.
- (2) Pursuant to Article 5 of Commission Regulation (EC) No 580/2004 of 26 March 2004 establishing a tender procedure concerning export refunds for certain milk products⁽³⁾ and following an examination of the

tenders submitted in response to the invitation to tender, it is appropriate to fix a maximum export refund for the tendering period ending on 11 January 2005.

- (3) The Management Committee for Milk and Milk Products has not delivered an opinion within the time limit set by its chairman,

HAS ADOPTED THIS REGULATION:

Article 1

For the permanent tender opened by Regulation (EC) No 581/2004, for the tendering period ending on 11 January 2005, the maximum amount of refund for the products referred to in Article 1(1) of that Regulation shall be as shown in the Annex to this Regulation.

Article 2

This Regulation shall enter into force on 14 January 2005.

This Regulation shall be binding in its entirety and directly applicable in all Member States.

Done at Brussels, 13 January 2005.

For the Commission

Mariann FISCHER BOEL

Member of the Commission

⁽¹⁾ OJ L 160, 26.6.1999, p. 48. Regulation as last amended by Commission Regulation (EC) No 186/2004 (OJ L 29, 3.2.2004, p. 6).

⁽²⁾ OJ L 90, 27.3.2004, p. 64.

⁽³⁾ OJ L 90, 27.3.2004, p. 58.

ANNEX

(EUR/100 kg)

Product	Export refund Code	Maximum amount of export refund	
		For export to the destination referred to in the first indent of Article 1(1) of Regulation (EC) No 581/2004	For export to the destinations referred to in the second indent of Article 1(1) of Regulation (EC) No 581/2004
Butter	ex 0405 10 19 9500	—	135,00
Butter	ex 0405 10 19 9700	131,00	138,00
Butteroil	ex 0405 90 10 9000	—	168,00

COMMISSION REGULATION (EC) No 45/2005**of 13 January 2005****fixing the maximum export refund for skimmed milk powder in the framework of the standing invitation to tender provided for in Regulation (EC) No 582/2004**

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Regulation (EC) No 1255/1999 of 17 May 1999 on the common organisation of the market in milk and milk products⁽¹⁾, and in particular the third subparagraph of Article 31(3) thereof,

Whereas:

- (1) Commission Regulation (EC) No 582/2004 of 26 March 2004 opening a standing invitation to tender for export refunds for skimmed milk powder⁽²⁾ provides for a permanent tender.
- (2) Pursuant to Article 5 of Commission Regulation (EC) No 580/2004 of 26 March 2004 establishing a tender procedure concerning export refunds for certain milk products⁽³⁾ and following an examination of the tenders submitted in response to the invitation to

tender, it is appropriate to fix a maximum export refund for the tendering period ending on 11 January 2005.

- (3) The measures provided for in this Regulation are in accordance with the opinion of the Management Committee for Milk and Milk Products,

HAS ADOPTED THIS REGULATION:

Article 1

For the permanent tender opened by Regulation (EC) No 582/2004, for the tendering period ending on 11 January 2005, the maximum amount of refund for the product and destinations referred to in Article 1(1) of that Regulation shall be 31,00 EUR/100 kg.

Article 2

This Regulation shall enter into force on 14 January 2005.

This Regulation shall be binding in its entirety and directly applicable in all Member States.

Done at Brussels, 13 January 2005.

For the Commission

Mariann FISCHER BOEL

Member of the Commission

⁽¹⁾ OJ L 160, 26.6.1999, p. 48. Regulation as last amended by Commission Regulation (EC) No 186/2004 (OJ L 29, 3.2.2004, p. 6).

⁽²⁾ OJ L 90, 27.3.2004, p. 67.

⁽³⁾ OJ L 90, 27.3.2004, p. 58.

COMMISSION REGULATION (EC) No 46/2005**of 13 January 2005****derogating from Regulation (EC) No 1282/2001 as regards the final date for submitting harvest and production declarations for the 2004/05 wine year**

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Regulation (EC) No 1493/1999 of 17 May 1999 on the common organisation of the market in wine⁽¹⁾, and in particular Article 73 thereof,

Whereas:

- (1) Commission Regulation (EC) No 1282/2001⁽²⁾ requires wine growers to submit harvest and production declarations no later than 10 December, with a view to knowing the volume of Community wine production in good time.
- (2) The central computer system of one Member State suffered a technical problem a few days before that deadline. The producers no longer have access to the system and so cannot submit their declarations by the deadline.
- (3) To resolve the problem, which is not the fault of the producers, and pending the normal relaunch of that

central computer system, those producers should be granted an extension for the submission of harvest and production declarations.

- (4) The measures provided for in this Regulation are in accordance with the opinion of the Management Committee for Wine,

HAS ADOPTED THIS REGULATION:

Article 1

Notwithstanding Article 11(1) of Regulation (EC) No 1282/2001, the declarations referred to in Articles 2 and 4 of that Regulation may be submitted for the 2004/05 wine year up to 15 January 2005.

Article 2

This Regulation shall enter into force on the day of its publication in the *Official Journal of the European Union*.

It shall apply from 10 December 2004.

This Regulation shall be binding in its entirety and directly applicable in all Member States.

Done at Brussels, 13 January 2005.

For the Commission

Mariann FISCHER BOEL

Member of the Commission

⁽¹⁾ OJ L 179, 14.7.1999, p. 1. Regulation as last amended by Commission Regulation (EC) No 1795/2003 (OJ L 262, 14.10.2003, p. 13).

⁽²⁾ OJ L 176, 29.6.2001, p. 14.

COMMISSION REGULATION (EC) No 47/2005**of 13 January 2005****fixing the maximum export refund on barley in connection with the invitation to tender issued in Regulation (EC) No 1757/2004**

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Regulation (EC) No 1784/2003 of 29 September 2003 on the common organisation of the market in cereals⁽¹⁾, and in particular Article 13(3) thereof,

Whereas:

(1) An invitation to tender for the refund for the export of barley to certain third countries was opened pursuant to Commission Regulation (EC) No 1757/2004⁽²⁾.

(2) In accordance with Article 7 of Commission Regulation (EC) No 1501/95 of 29 June 1995 laying down certain detailed rules for the application of Council Regulation (EEC) No 1766/92 on the granting of export refunds on cereals and the measures to be taken in the event of disturbance on the market for cereals⁽³⁾, the Commission may, on the basis of the tenders notified, decide to fix a maximum export refund taking account of the criteria referred to in Article 1 of Regulation (EC) No 1501/95.

In that case a contract is awarded to any tenderer whose bid is equal to or lower than the maximum refund.

(3) The application of the abovementioned criteria to the current market situation for the cereal in question results in the maximum export refund being fixed.

(4) The measures provided for in this Regulation are in accordance with the opinion of the Management Committee for Cereals,

HAS ADOPTED THIS REGULATION:

Article 1

For tenders notified on 7 to 13 January 2005, pursuant to the invitation to tender issued in Regulation (EC) No 1757/2004, the maximum refund on exportation of barley shall be 17,95 EUR/t.

Article 2

This Regulation shall enter into force on 14 January 2005.

This Regulation shall be binding in its entirety and directly applicable in all Member States.

Done at Brussels, 13 January 2005.

For the Commission

Mariann FISCHER BOEL

Member of the Commission

⁽¹⁾ OJ L 270, 21.10.2003, p. 78.

⁽²⁾ OJ L 313, 12.10.2004, p. 10.

⁽³⁾ OJ L 147, 30.6.1995, p. 7. Regulation as last amended by Regulation (EC) No 777/2004 (OJ L 123, 27.4.2004, p. 50).

COMMISSION REGULATION (EC) No 48/2005**of 13 January 2005****fixing the maximum export refund on oats in connection with the invitation to tender issued in Regulation (EC) No 1565/2004**

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Regulation (EC) No 1784/2003 of 29 September 2003 on the common organisation of the market in cereals⁽¹⁾, and in particular Article 7 thereof,

Having regard to Commission Regulation (EC) No 1501/95 of 29 June 1995 laying down certain detailed rules for the application of Council Regulation (EEC) No 1766/92 on the granting of export refunds on cereals and the measures to be taken in the event of disturbance on the market for cereals⁽²⁾, and in particular Article 4 thereof,

Having regard to Commission Regulation (EC) No 1565/2004 of 3 September 2004 on a special intervention measure for oats in Finland and Sweden for the 2004/2005 marketing year⁽³⁾,

Whereas:

- (1) An invitation to tender for the refund for the export of oats produced in Finland and Sweden for export from Finland or Sweden to all third countries with the

exception of Bulgaria, Norway, Romania and Switzerland was opened pursuant to Regulation (EC) No 1565/2004.

- (2) On the basis of the criteria laid down in Article 1 of Regulation (EC) No 1501/95, a maximum refund should be fixed.

- (3) The measures provided for in this Regulation are in accordance with the opinion of the Management Committee for Cereals,

HAS ADOPTED THIS REGULATION:

Article 1

For tenders notified from 7 to 13 January 2005, pursuant to the invitation to tender issued in Regulation (EC) No 1565/2004, the maximum refund on exportation of oats shall be 30,90 EUR/t.

Article 2

This Regulation shall enter into force on 14 January 2005.

This Regulation shall be binding in its entirety and directly applicable in all Member States.

Done at Brussels, 13 January 2005.

For the Commission

Mariann FISCHER BOEL

Member of the Commission

⁽¹⁾ OJ L 270, 21.10.2003, p. 78.

⁽²⁾ OJ L 147, 30.6.1995, p. 7. Regulation as last amended by Regulation (EC) No 1431/2003 (OJ L 203, 12.8.2003, p. 16).

⁽³⁾ OJ L 285, 4.9.2004, p. 3.

COMMISSION REGULATION (EC) No 49/2005**of 13 January 2005****concerning tenders notified in response to the invitation to tender for the import of sorghum
issued in Regulation (EC) No 2275/2004**

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Regulation (EC) No 1784/2003 of 29 September 2003, on the common organisation of the market in cereals⁽¹⁾, and in particular Article 12(1) thereof,

Whereas:

- (1) An invitation to tender for the maximum reduction from third countries in the duty on sorghum imported into Spain was opened pursuant to Commission Regulation (EC) No 2275/2004⁽²⁾.
- (2) Article 7 of Commission Regulation (EC) No 1839/95⁽³⁾, allows the Commission to decide, in accordance with the procedure laid down in Article 25 of Regulation (EC) No 1784/2003 and on the basis of the tenders notified to make no award.

(3) On the basis of the criteria laid down in Articles 6 and 7 of Regulation (EC) No 1839/95 a maximum reduction in the duty should not be fixed.

(4) The measures provided for in this Regulation are in accordance with the opinion of the Management Committee for Cereals,

HAS ADOPTED THIS REGULATION:

Article 1

No action shall be taken on the tenders notified from 7 to 13 January 2005 in response to the invitation to tender for the reduction in the duty on imported sorghum issued in Regulation (EC) No 2275/2004.

Article 2

This Regulation shall enter into force on 14 January 2005.

This Regulation shall be binding in its entirety and directly applicable in all Member States.

Done at Brussels, 13 January 2005.

For the Commission

Mariann FISCHER BOEL

Member of the Commission

⁽¹⁾ OJ L 270, 21.10.2003, p. 78.

⁽²⁾ OJ L 396, 31.12.2004, p. 32.

⁽³⁾ OJ L 177, 28.7.1995, p. 4. Regulation as last amended by Regulation (EC) No 777/2004 (OJ L 123, 27.4.2004, p. 50).

COMMISSION REGULATION (EC) No 50/2005**of 13 January 2005****fixing the maximum reduction in the duty on maize imported in connection with the invitation to tender issued in Regulation (EC) No 2277/2004**

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Regulation (EC) No 1784/2003 of 29 September 2003 on the common organisation of the market in cereals⁽¹⁾, and in particular Article 12(1) thereof,

Whereas:

(1) An invitation to tender for the maximum reduction in the duty on maize imported into Spain from third countries was opened pursuant to Commission Regulation (EC) No 2277/2004⁽²⁾.

(2) Pursuant to Article 7 of Commission Regulation (EC) No 1839/95⁽³⁾ the Commission, acting under the procedure laid down in Article 25 of Regulation (EC) No 1784/2003, may decide to fix maximum reduction in the import duty. In fixing this maximum the criteria provided for in Articles 6 and 7 of Regulation (EC) No 1839/95 must be taken into account. A contract is awarded to any tenderer whose tender is equal to or less than the maximum reduction in the duty.

(3) The application of the abovementioned criteria to the current market situation for the cereal in question results in the maximum reduction in the import duty being fixed at the amount specified in Article 1.

(4) The measures provided for in this Regulation are in accordance with the opinion of the Management Committee for Cereals,

HAS ADOPTED THIS REGULATION:

Article 1

For tenders notified from 7 to 13 January 2005, pursuant to the invitation to tender issued in Regulation (EC) No 2277/2004, the maximum reduction in the duty on maize imported shall be 33,69 EUR/t and be valid for a total maximum quantity of 25 000 t.

Article 2

This Regulation shall enter into force on 14 January 2005.

This Regulation shall be binding in its entirety and directly applicable in all Member States.

Done at Brussels, 13 January 2005.

For the Commission

Mariann FISCHER BOEL

Member of the Commission

⁽¹⁾ OJ L 270, 21.10.2003, p. 78.

⁽²⁾ OJ L 396, 31.12.2004, p. 35.

⁽³⁾ OJ L 177, 28.7.1995, p. 4. Regulation as last amended by Regulation (EC) No 777/2004 (OJ L 123, 27.4.2004, p. 50).

COMMISSION REGULATION (EC) No 51/2005**of 13 January 2005****concerning tenders notified in response to the invitation to tender for the import of maize issued in Regulation (EC) No 2276/2004**

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Regulation (EC) No 1784/2003 of 29 September 2003 on the common organisation of the market in cereals⁽¹⁾, and in particular Article 12(1) thereof,

Whereas:

- (1) An invitation to tender for the maximum reduction in the duty on maize imported in Portugal from third countries was opened pursuant to Commission Regulation (EC) No 2276/2004⁽²⁾.
- (2) Article 7 of Commission Regulation (EC) No 1839/95⁽³⁾, allows the Commission to decide, in accordance with the procedure laid down in Article 25 of Regulation (EC) No 1784/2003 and on the basis of the tenders notified, to make no award.

(3) On the basis of the criteria laid down in Articles 6 and 7 of Regulation (EC) No 1839/95 a maximum reduction in the duty should not be fixed.

(4) The measures provided for in this Regulation are in accordance with the opinion of the Management Committee for Cereals,

HAS ADOPTED THIS REGULATION:

Article 1

No action shall be taken on the tenders notified from 7 to 13 January 2005 in response to the invitation to tender for the reduction in the duty on imported maize issued in Regulation (EC) No 2276/2004.

Article 2

This Regulation shall enter into force on 14 January 2005.

This Regulation shall be binding in its entirety and directly applicable in all Member States.

Done at Brussels, 13 January 2005.

For the Commission

Mariann FISCHER BOEL

Member of the Commission

⁽¹⁾ OJ L 270, 21.10.2003, p. 78.

⁽²⁾ OJ L 396, 31.12.2004, p. 34.

⁽³⁾ OJ L 177, 28.7.1995, p. 4. Regulation as last amended by Regulation (EC) No 777/2004 (OJ L 123, 27.4.2004, p. 50).

II

(Acts whose publication is not obligatory)

COUNCIL

COUNCIL DECISION

of 15 November 2004

appointing one Italian member and one Italian alternate member of the Committee of the Regions

(2005/17/EC)

THE COUNCIL OF THE EUROPEAN UNION,

Having regard to the Treaty establishing the European Community, and in particular Article 263 thereof,

Having regard to the proposal from the Italian Government,

Whereas:

- (1) On 22 January 2002 the Council adopted a Decision 2002/60/EC appointing the members and alternate members of the Committee of the Regions⁽¹⁾.
- (2) A seat as a member and a seat as an alternate member of the Committee of the Regions have become vacant following the expiry of the mandates of Mr Mauro PILI, member (IT), and Mr Carlo ANDREOTTI, alternate member (IT), notified to the Council on 8 November 2004,

HAS DECIDED AS FOLLOWS:

Sole Article

- (a) Mr Renato SORU

Presidente della Regione Sardegna
is hereby appointed a member in place of Mr Mauro PILI

- (b) Mr Enzo GHIGO,

Presidente della Regione Piemonte nonché della Conferenza dei Presidenti delle Regioni e Province
Autonome italiane
is hereby appointed an alternate member in place of Mr Carlo ANDREOTTI

for the remainder of their term of office, which runs until 25 January 2006.

Done at Brussels, 15 November 2004

For the Council
The President
M. van der HOEVEN

⁽¹⁾ OL L 24, 26.1.2002, p. 38.

COUNCIL DECISION
of 22 December 2004
appointing a Spanish alternate member of the Committee of the Regions
(2005/18/EC)

THE COUNCIL OF THE EUROPEAN UNION,

Having regard to the Treaty establishing the European Community, and in particular Article 263 thereof,

Having regard to the proposal from the Spanish Government,

Whereas:

- (1) On 22 January 2002 the Council adopted a Decision 2002/60/EC appointing the members and alternate members of the Committee of the Regions ⁽¹⁾.
- (2) A seat as an alternate member of the Committee of the Regions has fallen vacant following the ending of the mandate of Mr Alain CUENCA GARCÍA, of which the Council was notified on 29 November 2004,

HAS DECIDED AS FOLLOWS:

Sole Article

Mr Juan Carlos MARTÍN MALLÉN, Director General de Asuntos Europeos y Acción Exterior — Diputación General de Aragón, is hereby appointed an alternate member of the Committee of the Regions in place of Mr Alain CUENCA GARCÍA for the remainder of his term of office, ending on 25 January 2006.

Done at Brussels, 22 December 2004.

For the Council
The President
C. VEERMAN

⁽¹⁾ OJ L 24, 26.1.2002, p. 38.

COUNCIL DECISION
of 22 December 2004
appointing an Austrian member of the Economic and Social Committee
(2005/19/EC, Euratom)

THE COUNCIL OF THE EUROPEAN UNION,

Having regard to the Treaty establishing the European Community, and in particular Article 259 thereof,

Having regard to the Treaty establishing the European Atomic Energy Community, and in particular Article 167 thereof,

Having regard to the Council Decision 2002/758/EC, Euratom of 17 September 2002 appointing the members of the Economic and Social Committee for the period from 21 September 2002 to 20 September 2006 ⁽¹⁾,

Whereas a member's seat on that Committee has fallen vacant following the resignation of Mr Rudolf STRASSER, of which the Council was informed on 9 September 2004,

Having regard to the nomination submitted by the Austrian Government,

Having obtained the opinion of the Commission of the European Union,

HAS DECIDED AS FOLLOWS:

Sole Article

Mr Hans KLETZMAYR is hereby appointed a member of the Economic and Social Committee in place of Mr Rudolf STRASSER for the remainder of the latter's term of office, which runs until 20 September 2006.

Done at Brussels, 22 December 2004.

For the Council
The President
C. VEERMAN

⁽¹⁾ OJ L 253, 21.9.2002, p. 9.

COUNCIL DECISION
of 22 December 2004
appointing a French member of the Economic and Social Committee
(2005/20/EC, Euratom)

THE COUNCIL OF THE EUROPEAN UNION,

Having regard to the Treaty establishing the European Community, and in particular Article 259 thereof,

Having regard to the Treaty establishing the European Atomic Energy Community, and in particular Article 167 thereof,

Having regard to the Council Decision 2002/758/EC, Euratom of 17 September 2002 appointing the members of the Economic and Social Committee for the period from 21 September 2002 to 20 September 2006 ⁽¹⁾,

Whereas a member's seat on that Committee has fallen vacant following the resignation of Mr Jacques VOISIN, of which the Council was informed on 12 October 2004,

Having regard to the nomination submitted by the French Government,

Having obtained the opinion of the Commission of the European Union,

HAS DECIDED AS FOLLOWS:

Sole Article

Ms Nicole PRUD'HOMME is hereby appointed a member of the Economic and Social Committee in place of Mr Jacques VOISIN for the remainder of the latter's term of office, which runs until 20 September 2006.

Done at Brussels, 22 December 2004.

For the Council
The President
C. VEERMAN

⁽¹⁾ OJ L 253, 21.9.2002, p. 9.

COUNCIL DECISION
of 22 December 2004
appointing a Greek member of the Economic and Social Committee
(2005/21/EC, Euratom)

THE COUNCIL OF THE EUROPEAN UNION,

Having regard to the Treaty establishing the European Community, and in particular Article 259 thereof,

Having regard to the Treaty establishing the European Atomic Energy Community, and in particular Article 167 thereof,

Having regard to the Council Decision 2002/758/EC, Euratom of 17 September 2002 appointing the members of the Economic and Social Committee for the period from 21 September 2002 to 20 September 2006 ⁽¹⁾,

Whereas a member's seat on that Committee has fallen vacant following the resignation of Mr Ioannis MANOLIS, of which the Council was informed on 27 April 2004,

Having regard to the nomination submitted by the Greek Government,

Having obtained the opinion of the Commission of the European Union,

HAS DECIDED AS FOLLOWS:

Sole Article

Mr Konstantinos POUPAKIS is hereby appointed a member of the Economic and Social Committee in place of Mr Ioannis MANOLIS for the remainder of the latter's term of office, which runs until 20 September 2006.

Done at Brussels, 22 December 2004.

For the Council
The President
C. VEERMAN

⁽¹⁾ OJ L 253, 21.9.2002, p. 9.